

## Subpart K—Florida

### § 52.520 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State implementation plan for Florida under section 110 of the Clean Air Act, 42 U.S.C. 7401, and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to July 1, 1998, was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the FEDERAL REGISTER. Entries in paragraphs (c) and (d) of this section with EPA approval

dates after July 1, 1998, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region 4 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) are an exact duplicate of the officially promulgated State rules/regulations which have been approved as part of the State implementation plan as of July 1, 1998.

(3) Copies of the materials incorporated by reference may be inspected at the Region 4 EPA Office at 61 Forsyth Street, SW., Atlanta, GA 30303; the Office of Federal Register, 800 North Capitol Street, NW., Suite 700, Washington, DC; or at the EPA, Air and Radiation Docket and Information Center, Air Docket (6102), 401 M Street, SW., Washington, DC 20460.

(c) *EPA approved regulations.*

#### EPA APPROVED FLORIDA REGULATIONS

State citation	Title/subject	State effective date	EPA approval date	Explanation
<b>62-204 Air Pollution Control—General Provisions</b>				
62-204.100	Purpose and Scope .....	03/13/96	06/16/99	
62-204.200	Definitions .....	03/13/96	06/16/99	
62-204.220	Ambient Air Quality Protection .....	03/13/96	06/16/99	
62-204.240	Ambient Air Quality Standards .....	03/13/96	06/16/99	
62-204.260	Prevention of Significant Deterioration Increments .....	03/13/96	06/16/99	
62-204.320	Procedures for Designation and Redesignation of Areas ...	03/13/96	06/16/99	
62-204.340	Designation of Attainment, Nonattainment, and Maintenance Areas.	03/13/96	06/16/99	
62-204.360	Designation of Prevention of Significant Deterioration Areas.	03/13/96	06/16/99	
62-204.400	Public Notice and Hearing Requirements for State Implementation Plan Revisions.	11/30/94	06/16/99	
<b>62-210 Stationary Sources—General Requirements</b>				
62-210.100	Purpose and Scope .....	11/23/94	06/16/99	
62-210.200	Definitions .....	10/15/96	05/27/98, 63 FR 28905	
62-210.220	Small Business Assistance Program .....	10/15/96	05/27/98, 63 FR 28905	
62-210.300	Permits Required .....	08/15/96	01/17/97, 62 FR 2587	
62-210.350	Public Notice and Comment .....	11/23/94	06/16/99	
62-210.360	Administrative Permit Corrections .....	11/23/94	06/16/99	
62-210.370	Reports .....	11/23/94	06/16/99	
62-210.550	Stack Height Policy .....	11/23/94	06/16/99	
62-210.650	Circumvention .....	10/15/92	10/20/94, 59 FR 52916	
62-210.700	Excess Emissions .....	11/23/94	06/16/99	
<b>62-212 Stationary Sources—Preconstruction Review</b>				
62-212.100	Purpose and Scope .....	03/13/96	06/16/99	
62-212.300	Sources Not Subject to Prevention of Significant Deterioration or Nonattainment Requirements.	11/23/94	06/16/99	
62-212.400	Prevention of Significant Deterioration .....	03/13/96	06/16/99	
62-212.500	New Source Review for Nonattainment Areas .....	03/13/96	06/16/99	
62-212.600	Source Specific New Source Review Requirements .....	03/13/96	06/16/99	
<b>62-242 Motor Vehicle Emissions Standards and Test Procedures</b>				
62-242.100	Purpose and Scope .....	03/21/91	03/22/93, 58 FR 15277	
62-242.200	Definitions .....	03/13/96	06/16/99,	

## EPA APPROVED FLORIDA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Explanation
62–242.400	Standards and Procedures For Inspection of Gasoline-Fueled Vehicles; Pass/Fail Criteria.	02/02/93	10/11/94, 59 FR 51382	
62–242.500	Standards and Procedures For Inspection of Diesel Fueled Vehicles; Pass/Fail Criteria.	02/02/93	10/11/94, 59 FR 51382	
62–242.600	Equipment Performance Specifications .....	02/02/93	10/11/94, 59 FR 51382	
62–242.700	Tampering Inspection .....	02/02/93	10/11/94, 59 FR 51382	
62–242.800	Low Emissions Adjustment .....	02/02/93	10/11/94, 59 FR 51382	
62–242.900	Training Criteria For Motor Vehicle Emissions Inspection Personnel.	02/02/93	10/11/94, 59 FR 51382	
<b>62–243 Tampering With Motor Vehicle Air Pollution Control Equipment</b>				
62–243.100	Purpose and Scope .....	05/29/90	06/09/92, 57 FR 24370	
62–243.200	Definitions .....	01/02/91	06/09/92, 57 FR 24378	
62–243.300	Exemptions .....	01/02/91	06/09/92, 57 FR 24378	
62–243.400	Prohibitions .....	01/02/91	06/09/92, 57 FR 24378	
62–243.500	Certification .....	01/02/91	06/09/92, 57 FR 24378	
62–243.600	Enforcement .....	01/02/91	06/09/92, 57 FR 24378	
62–243.700	Penalties .....	05/29/90	06/09/92, 57 FR 24370	
<b>62–244 Visible Emissions From Motor Vehicles</b>				
62–244.100	Purpose and Scope .....	02/21/90	06/09/92, 57 FR 24370	
62–244.200	Definitions .....	02/21/90	06/09/92, 57 FR 24370	
62–244.300	Exemptions .....	02/21/90	06/09/92, 57 FR 24370	
62–244.400	Prohibitions .....	02/21/90	06/09/92, 57 FR 24370	
62–244.500	Enforcement .....	02/21/90	06/09/92, 57 FR 24370	
62–244.600	Penalties .....	02/21/90	06/09/92, 57 FR 24370	
<b>62–252 Gasoline Vapor Control</b>				
62–252.100	Purpose and Scope .....	02/02/93	03/24/94, 59 FR 13883	
62–252.200	Definitions .....	02/02/93	03/24/94, 59 FR 13883	
62–252.300	Gasoline Dispensing Facilities—Stage I Vapor Recovery ...	02/02/93	03/21/94, 59 FR 13883	
62–252.400	Gasoline Dispensing Facilities—Stage II Vapor Recovery ..	11/23/94	06/16/99	
62–252.500	Gasoline Tanker Trucks .....	09/10/96	07/21/97 62 FR 38918	
62–252.800	Penalties .....	02/02/93	03/24/94, 59 FR 13883	
62–252.900	Forms .....	09/10/96	07/21/97, 62 FR 38918	
<b>62–256 Open Burning and Frost Protection Fires</b>				
62–256.100	Declaration and Intent .....	12/09/75	11/01/77, 42 FR 57124	
62–256.200	Definitions .....	11/30/94	06/16/99	
62–256.300	Prohibitions .....	11/30/94	06/16/99	
62–256.400	Agricultural and Silvicultural Fires .....	07/01/71	05/31/72, 37 FR 10842	
62–256.450	Burning for Cold or Frost Protection .....	06/27/91	09/09/94, 59 FR 46552	
62–256.500	Land Clearing .....	11/30/94	06/16/99	
62–256.600	Industrial, Commercial, Municipal, and Research Open Burning.	07/01/71	05/31/72, 37 FR 10842	
62–256.700	Open Burning Allowed .....	11/30/94	06/16/99	
62–256.800	Effective Date .....	07/01/71	05/31/72, 37 FR 10842	
<b>62–296 Stationary Sources—Emission Standards</b>				
62–296.100	Purpose and Scope .....	03/13/96	06/16/99	
62–296.320	General Pollutant Emission Limiting Standards .....	03/13/96	06/16/99	
62–296.401	Incinerators .....	03/13/96	06/16/99	
62–296.402	Sulfuric Acid Plants .....	03/13/96	06/16/99	
62–296.403	Phosphate Processing .....	03/13/96	06/16/99	
62–296.404	Kraft (Sulfate) Pulp Mills and Tall Oil Plants .....	03/13/96	06/16/99	
62–296.405	Fossil Fuel Steam Generators with more than 250 million Btu per Hour Heat Input.	03/13/96	06/16/99	
62–296.406	Fossil Fuel Steam Generators with less than 250 million Btu per Hour Heat Input, New and Existing Emissions Units.	03/13/96	06/16/99	
62–296.407	Portland Cement Plants .....	11/23/94	06/16/99	
62–296.408	Nitric Acid Plants .....	11/23/94	06/16/99	
62–296.409	Sulfur Recovery Plants .....	11/23/94	06/16/99	
62–296.410	Carbonaceous Fuel Burning Equipment .....	11/23/94	06/16/99	
62–296.411	Sulfur Storage and Handling Facilities .....	11/23/94	06/16/99	
62–296.412	Dry Cleaning Facilities .....	03/13/96	06/16/99	

Environmental Protection Agency, EPA

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EPA APPROVED FLORIDA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Explanation
62–296.413	Synthetic Organic Fiber Production .....	03/13/96	06/16/99	59 FR 52916
62–296.414	Concrete Batching Plants .....	03/13/96	06/16/99	
62–296.415	Soil Thermal Treatment Facilities .....	03/13/96	06/16/99	
62–296.500	Reasonably Available Control Technology (RACT)—Volatile Organic Compounds.	11/23/94	06/16/99	
62–296.501	Can Coating .....	11/23/94	06/16/99	
62–296.502	Coil Coating .....	11/23/94	06/16/99	
62–296.503	Paper Coating .....	11/23/94	06/16/99	
62–296.504	Fabric and Vinyl Coating .....	03/13/94	06/16/99	
62–296.505	Metal Furniture Coating .....	11/23/94	06/16/99	
62–296.506	Surface Coating of Large Appliances .....	11/23/94	06/16/99	
62–296.507	Magnet Wire Coating .....	11/23/94	06/16/99	
62–296.508	Petroleum Liquid Storage .....	11/23/94	06/16/99	
62–296.509	Bulk Gasoline Plants .....	10/15/92	10/20/94, 59 FR 52916	
62–296.510	Bulk Gasoline Terminals .....	11/23/94	06/16/99	
62–296.511	Solvent Metal Cleaning .....	11/23/94	06/16/99	
62–296.512	Cutback Asphalt .....	11/23/94	06/16/99	
62–296.513	Surface Coating of Miscellaneous Metal Parts and Products.	11/23/94	06/16/99	
62–296.514	Surface Coating of Flat Wood Paneling .....	11/23/94	06/16/99	
62–296.515	Graphic Arts Systems .....	11/23/94	06/16/99	
62–296.516	Petroleum Liquid Storage Tanks With External Floating Roofs.	11/23/94	06/16/99	
62–296.570	Reasonably Available Control Technology (RACT)—Requirements for Major VOC- and NO <sub>x</sub> -Emitting Facilities.	11/23/94	06/16/99	
62–296.600	Reasonably Available Control Technology (RACT)—Lead	03/13/96	06/16/99	
62–296.601	Lead Processing Operations in General .....	08/08/94	09/18/96, 61 FR 49064	
62–296.602	Primary Lead-Acid Battery Manufacturing Operations .....	03/13/96	06/16/99	
62–296.603	Secondary Lead Smelting Operations .....	08/08/94	09/18/96, 61 FR 49064	
62–296.604	Electric Arc Furnace Equipped Secondary Steel Manufacturing Operations.	08/08/94	09/18/96, 61 FR 49064	
62–296.605	Lead Oxide Handling Operations .....	08/08/94	09/18/96, 61 FR 49064	
62–296.700	Reasonably Available Control Technology (RACT)—Particulate Matter.	11/23/94	06/16/99	
62–296.701	Portland Cement Plants .....	11/23/94	06/16/99	
62–296.702	Fossil Fuel Steam Generators .....	11/23/94	06/16/99	
62–296.703	Carbonaceous Fuel Burners .....	11/23/94	06/16/99	
62–296.704	Asphalt Concrete Plants .....	11/23/94	06/16/99	
62–296.705	Phosphate Processing operations .....	11/23/94	06/16/99	
62–296.706	Glass Manufacturing Process .....	11/23/94	06/16/99	
62–296.707	Electric Arc Furnaces .....	11/23/94	06/16/99	
62–296.708	Sweat or Pot Furnaces .....	11/23/94	06/16/99	
62–296.709	Lime Kilns .....	11/23/94	06/16/99	
62–296.710	Smelt Dissolving Tanks .....	11/23/94	06/16/99	
62–296.711	Materials Handling, Sizing, Screening, Crushing and Grinding operations.	11/23/94	06/16/99	
62–296.712	Miscellaneous Manufacturing Process Operations .....	11/23/94	06/16/99	
62–297 Stationary Sources—Emissions Monitoring				
62–297.100	Purpose and Scope .....	03/13/96	06/16/99	59 FR 52916
62–297.310	General Test Requirements .....	03/13/96	06/16/99	
62–297.400	EPA Methods Adopted by Reference .....	11/23/94	06/16/99	
62–297.401	Compliance Test Methods .....	03/13/96	06/16/99	
62–297.411	DEP Method 1 .....	11/23/94	06/16/99	
62–297.412	DEP Method 2 .....	10/15/92	10/20/94, 59 FR 52916	
62–297.413	DEP Method 3 .....	10/15/92	10/20/94, 59 FR 52916	
62–297.415	DEP Method 5 .....	11/23/94	06/16/99	
62–297.416	DEP Method 5A .....	10/15/92	10/20/94, 59 FR 52916	
62–297.417	DEP Method 6 .....	11/23/94	06/16/99	
62–297.423	EPA Method 12—Determination of Inorganic Lead Emissions from Stationary Sources.	11/23/94	06/16/99	
62–297.440	Supplementary Test Procedures .....	11/23/94	06/16/99	61 FR 49064
62–297.450	EPA VOC Capture Efficiency Test Procedures .....	11/23/94	06/16/99	
62–297.620	Exceptions and Approval of Alternate Procedures and Requirements.	11/23/94	06/16/99	

(d) EPA-approved State source—specific requirements.

## EPA-APPROVED FLORIDA SOURCE—SPECIFIC REQUIREMENTS

Name of source	Permit number	State effective date	EPA approval date	Explanation
None.				

(e) [Reserved]

[64 FR 32348, June 16, 1999]

EFFECTIVE DATE NOTE: At 64 FR 32348, June 16, 1999, § 52.520 was redesignated as § 52.536, and a new § 52.520 was added, effective Aug. 16, 1999.

**§ 52.521 Classification of regions.**

The Florida plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Mobile (Alabama)-Pensacola-Panama City (Florida)-Southern Mississippi Interstate .....	I	I	III	III	I
Jacksonville (Florida)-Brunswick (Georgia) Interstate .....	I	II	III	III	I
West Central Florida Intrastate .....	I	I	III	III	III
Central Florida Intrastate .....	III	III	III	III	III
Southwest Florida Intrastate .....	III	III	III	III	III
Southeast Florida Intrastate .....	II	III	III	III	III

[37 FR 10858, May 31, 1972, as amended 39 FR 16346, May 8, 1974]

**§ 52.522 Approval status.**

With the exceptions set forth in this subpart, the Administrator approves Florida's plans for the attainment and maintenance of the national standards under section 110 of the Clean Air Act. Furthermore, the Administrator finds the plans satisfy all requirements of Part D, Title I, of the Clean Air Act as amended in 1977, except as noted below. In addition, continued satisfaction of the requirements of Part D, for the ozone portion of the SIP depends on the adoption and submittal of RACT requirements by July 1, 1980 for those sources covered by CTGs issued between January 1978 and January 1979 and adoption and submittal by each subsequent January of additional RACT requirements for sources covered by CTGs issued by the previous January.

[45 FR 17143, Mar. 18, 1980]

**§ 52.523 [Reserved]****§ 52.524 Compliance schedules.**

(a) The requirements of § 51.262(a) of this chapter are not met since compliance schedules with adequate increments of progress have not been submitted for every source for which they are required.

(b) Federal compliance schedules. (1) Except as provided in paragraph (b)(6) of this section, the owner or operator of any stationary source subject to the following emission limiting regulations in the Florida implementation plan shall comply with the compliance schedule in paragraph (b)(2) of this section, Rules of the State of Florida, Department of Pollution Control, Air Pollution, subsections 17-2.04(2); 17-2.04(3); 17-2.04(6)(a); 17-2.04(6)(b); 17-2.04(6)(d); 17-2.04(6)(e)2.a; 17-2.04(6)(e)3.b; 17-2.04(6)(f); and 17-2.04(6)(h).

(2) Compliance schedule. (i) November 1, 1973—Submit to the Administrator a final control plan, which describes at a minimum the steps which will be taken by the source to achieve

compliance with the applicable regulations.

(ii) January 1, 1974—Negotiate and sign all necessary contracts for emission control systems or process modifications, or issue orders for the purchase of component parts to accomplish emission control or process modification.

(iii) February 1, 1974—Initiate onsite construction or installation of emission control equipment or process modification.

(iv) May 1, 1975—Complete onsite construction or installation of emission control equipment or process modification.

(v) July 1, 1975—Achieve compliance with the applicable regulations, and certify such compliance to the Administrator.

(vi) If a performance test is necessary for a determination as to whether compliance has been achieved, such a test must be completed by July 1, 1975. Ten days prior to such a test, notice must be given to the Administrator to afford him the opportunity to have an observer present.

(vii) Five days after the deadline for completing paragraphs (b)(2) (ii) through (iv) in this section, certify to the Administrator whether the increment has been met.

(3) Except as provided in paragraph (b)(6) of this section, the owner or operator of any boiler or furnace of more than 250 million Btu per hour heat input subject to the requirements of Rules of the State of Florida, Department of Pollution Control, Air Pollution, subsections 17-2.04(6)(e)2. c. and d. contained as part of the Florida Implementation Plan shall notify the Administrator, no later than October 1, 1973, of his intent to utilize either low-sulfur fuel or stack gas desulfurization to meet these requirements.

(4) Any owner or operator of a stationary source subject to paragraph (b)(3) of this section who elects to utilize low-sulfur fuel shall be subject to the following compliance schedule:

(i) November 1, 1973—Submit to the Administrator a projection of the amount of fuel, by types, that will be substantially adequate to enable compliance with the applicable regulation

on July 1, 1975, and for at least one year thereafter.

(ii) December 31, 1973—Sign contracts with fuel suppliers for fuel requirements as projected above.

(iii) January 31, 1974—Submit a statement as to whether boiler modifications will be required. If modifications will be required, submit plans for such modifications.

(iv) March 15, 1974—Let contracts for necessary boiler modifications, if applicable.

(v) June 15, 1974—Initiate onsite modifications, if applicable.

(vi) March 31, 1975—Complete onsite modifications, if applicable.

(vii) July 1, 1975—Achieve compliance with the requirements of Florida Air Pollution Rules subsections 17-2.04(6)(e)2. c. and d. and certify such compliance to the Administrator.

(viii) If a performance test is necessary for a determination as to whether compliance has been achieved, such a test must be completed by July 1, 1975. Ten days prior to such a test, notice must be given to the Administrator to afford him the opportunity to have an observer present.

(ix) Five days after the deadline for completing paragraphs (b)(4) (ii) through (vi) of this section, certify to the Administrator whether the increment has been met.

(5) Any owner or operator subject to paragraph (b)(3) of this section, who elects to utilize stack gas desulfurization shall be subject to the compliance schedule in paragraph (b)(2) of this section.

(6) (i) None of the above paragraphs shall apply to a source which is presently in compliance with applicable regulations and which has certified such compliance to the Administrator by October 1, 1973. The Administrator may request whatever supporting information he considers necessary for proper certification.

(ii) Any compliance schedule adopted by the State and approved by the Administrator shall satisfy the requirements of this paragraph for the affected source.

(iii) Any owner or operator subject to a compliance schedule in this paragraph may submit to the Administrator no later than October 1, 1973, a

proposed alternative compliance schedule. No such compliance schedule may provide for final compliance after the final compliance date on the applicable compliance schedule of this paragraph. If promulgated by the Administrator, such schedule shall satisfy the requirements of this paragraph for the affected source.

(7) Nothing in this paragraph shall preclude the Administrator from promulgating a separate schedule for any source to which the application of the compliance schedule in paragraph (b) (2) or (4) of this section fails to satisfy the requirements of §§51.261 and 51.262(a) of this chapter.

[38 FR 16145, June 20, 1973, as amended at 38 FR 22740, Aug. 23, 1973; 38 FR 24333, 24342, Sept. 7, 1973; 38 FR 26325, Sept. 19, 1973; 40 FR 11724, 11725, Mar. 13, 1975; 51 FR 40676, 40677, Nov. 7, 1986; 54 FR 25258, June 14, 1989]

#### § 52.525 General requirements.

(a) The requirements of §51.116(c) of this chapter are not met since the legal authority to provide for public availability of emission data is inadequate.

(b) Regulation for public availability of emission data. (1) Any person who cannot obtain emission data from the Agency responsible for making emission data available to the public, as specified in the applicable plan, concerning emissions from any source subject to emission limitations which are part of the approved plan may request that the appropriate Regional Administrator obtain and make public such data. Within 30 days after receipt of any such written request, the Regional Administrator shall require the owner or operator of any such source to submit information within 30 days on the nature and amounts of emissions from such source and any other information as may be deemed necessary by the Regional Administrator to determine whether such source is in compliance with applicable emission limitations or other control measures that are part of the applicable plan.

(2) Commencing after the initial notification by the Regional Administrator pursuant to paragraph (b)(1) of this section, the owner or operator of the source shall maintain records of the nature and amounts of emissions from such source and any other infor-

mation as may be deemed necessary by the Regional Administrator to determine whether such source is in compliance with applicable emission limitations or other control measures that are part of the plan. The information recorded shall be summarized and reported to the Regional Administrator, on forms furnished by the Regional Administrator, and shall be submitted within 45 days after the end of the reporting period. Reporting periods are January 1 to June 30 and July 1 to December 31.

(3) Information recorded by the owner or operator and copies of this summarizing report submitted to the Regional Administrator shall be retained by the owner or operator for 2 years after the date on which the pertinent report is submitted.

(4) Emission data obtained from owners or operators of stationary sources will be correlated with applicable emission limitations and other control measures that are part of the applicable plan and will be available at the appropriate regional office and at other locations in the state designated by the Regional Administrator.

[39 FR 34536, Sept. 26, 1974, as amended at 40 FR 55328, Nov. 28, 1975; 51 FR 40676, Nov. 7, 1986]

#### § 52.526 Legal authority.

(a) The requirements of §51.230(f) of this chapter are not met, since section 403.111 of the Florida Statutes could, in some circumstances, prohibit the disclosure of emission data to the public. Therefore, section 403.111 is disapproved.

[39 FR 34536, Sept. 26, 1974, as amended at 51 FR 40676, Nov. 7, 1986]

#### § 52.527 Control strategy: General.

(a) Since the testing and research rule (FAC 17-1.585) submitted by the Florida Department of Environmental Regulation on April 7, 1980, as a revision of the plan does not meet the requirements of Section 110 of the Clean Air Act and the requirements of section 51.8 of this chapter, it is disapproved, and is not part of the plan.

(b) [Reserved]

[48 FR 52303, Nov. 17, 1983]

**§ 52.528 Control strategy: Sulfur oxides and particulate matter.**

(a) In a letter dated October 10, 1986, the Florida Department of Environmental Regulation certified that no emission limits in the State's plan are based on dispersion techniques not permitted by EPA's stack height rules.

(b) The variance granted to the Turkey Point and Port Everglades plants of Florida Power and Light Company from the particulate emission limits of the plan is disapproved because the relaxed limits would cause violation of the Class I increment for sulfur dioxide in the Everglades National Park. These plants must meet the 0.1#/MMBTU particulate limit of the plan.

[48 FR 33868, July 26, 1983, as amended at 54 FR 25455, June 15, 1989]

**§ 52.529 [Reserved]****§ 52.530 Significant deterioration of air quality.**

(a) EPA approves the Florida Prevention of Significant Deterioration (PSD) rule on condition that the State submit to EPA by December 14, 1983, a demonstration that its method of calculating increment consumption is consistent with Federal law and regulations. After receipt of the submittal and consideration of additional comments, EPA will, if it finds the State's method to be consistent, fully approve the Florida plan. If not, the State will change its regulation to implement EPA's approach.

(b) Pending final full approval of the State's PSD plan by EPA, if a source's application can be approved under Florida's rules, but not under EPA's rules, solely because of the different methods of calculating increment consumption, the source must obtain a PSD permit from EPA before beginning construction.

(c) All applications and other information required pursuant to § 52.21 of this part from sources located in the State of Florida shall be submitted to the Florida Department of Environmental Regulation, Bureau of Air Quality Management, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida 32301.

(d) The requirements of sections 160 through 165 of the CAA are not met

since the Florida plan, as submitted, does not apply to certain sources. Therefore, the provisions of § 52.21(b) through (w) are hereby incorporated by reference and made a part of the Florida plan for:

(1) Sources proposing to locate on Indian reservations in Florida; and

(2) Permits issued by EPA prior to approval of the Florida PSD rule.

[45 FR 52741, Aug. 7, 1980, as amended at 46 FR 17020, Mar. 17, 1981; 48 FR 52716, Nov. 22, 1983]

**§ 52.532 Extensions.**

(a) The Administrator hereby extends for 18 months (until July 1, 1980) the statutory timetable for submittal of Florida's plans to attain and maintain the secondary ambient standard for particulate matter in the Jacksonville and Tampa nonattainment areas (40 CFR 81.310).

[45 FR 2033, Jan. 10, 1980; 45 FR 28112, Apr. 28, 1980]

**§ 52.533 Source surveillance.**

The plan lacks test methods for several source categories. As required by § 52.12(c)(1) of this part, EPA test methods (found at 40 CFR part 60) will be used by EPA to determine compliance with the following emission limiting standards:

(a) Particulate emissions from citrus plants controlled by a scrubber and subject to the process weight table (submitted as 17-2.05(2) and reformatted as 17-2.610(1)1.a).

(b) TRS emissions from recovery furnaces at kraft pulp mills (submitted as 17-2.05(6)D and reformatted as 17-2.600(4)1).

(c) Sulfur dioxide emissions from fossil fuel steam sources (submitted as 17-2.05(6)E and reformatted as 17-2.600 (5) and (6)).

(d) Emissions from portland cement plants (submitted as 17-2.05(6)F and reformatted as 17-2.600(7)).

(e) Particulate and visible emissions from carbonaceous fuel burning equipment (submitted as 17-2.05(6)I and reformatted as 17-2.600(10)).

[47 FR 32116, July 26, 1982]

**§ 52.534 Visibility protection.**

(a) The requirements of section 169A of the Clean Air Act are not met because the plan does not include approvable procedures meeting the requirements of 40 CFR 51.305 and 51.307 for protection of visibility in mandatory Class I Federal areas.

(b) Regulations for visibility new source review. The provisions of § 52.28 are hereby incorporated and made part of the applicable plan for the State of Florida.

[51 FR 5505, Feb. 13, 1986]

**§ 52.536 Original identification of plan section.**

(a) This section identifies the original "State of Florida Air Implementation Plan" and all revisions submitted by Florida that were federally approved prior to July 1, 1998.

(b) The plan was officially submitted on January 27, 1972.

(c) The plan revisions listed below were submitted on the dates specified.

(1) Notification of adoption of standard procedures to test and evaluate air pollution sources submitted on April 10, 1972, by the Florida Department of Pollution Control.

(2) Miscellaneous non-regulatory additions to the plan submitted on May 5, 1972, by the Florida Department of Pollution Control.

(3) Compliance schedules submitted on June 1, 1973, by the Florida Department of Pollution Control.

(4) Compliance schedules submitted on August 6, 1973, by the Florida Department of Pollution Control.

(5) Revision of the State permit system to include indirect sources, Section III, Chapter 17-2, submitted on September 25, 1973, by the Florida Department of Pollution Control.

(6) Compliance schedules submitted on February 26, 1974, by the Florida Department of Pollution Control.

(7) Identification of ten AQMA's submitted on May 30, 1974, by the Florida Department of Pollution Control.

(8) Request that EPA defer identification of seven AQCR's submitted on September 25, 1974, by the Florida Department of Pollution Control.

(9) Additional information relating to the September 25, 1974, deferral request

submitted on November 21, 1974, by the Florida Department of Pollution Control.

(10) Additional information relating to the September 25, 1974, deferral request submitted on January 9, 1975, by the Florida Department of Pollution Control.

(11) Revision to SO<sub>2</sub> emission limits for sulfur recovery plants and sulfuric acid plants submitted on February 12, 1975, by the Florida Department of Pollution Control.

(12) Request for deletion of four AQMA's from the AQMA identification list submitted on March 31, 1975, by the Florida Department of Pollution Control.

(13) Additional information supporting the March 31, 1975, deletion request submitted on April 9, 1975, by the Florida Department of Pollution Control.

(14) Additional information supporting the March 31, 1975, deletion request submitted on April 15, 1975, by the Florida Department of Pollution Control.

(15) Revised limits on sulfur dioxide emissions from fossil-fuel-fired steam generators were submitted on July 26, 1975, by the Department of Environmental Regulation. (No action is taken on these new limits as they apply to Duval County.)

(16) Revised ambient sulfur dioxide standards for Broward, Dade, and Palm Beach Counties, submitted on December 15, 1975, by the Florida Department of Environmental Regulation.

(17) Revised burning rule for cold or frost protection, submitted on January 14, 1976, by the Florida Department of Environmental Regulation.

(18) 1979 implementation plan revisions for nonattainment areas, (sulfur dioxide and ozone), submitted on April 30, 1979, as supplemented with August 27, 1979 and January 23, 1980 submittals by the Florida Department of Environmental Regulation.

(19) Variance from particulate, sulfur dioxide, and visible emission limits of the plan for units of Florida Power and Light Company's Cape Canaveral, Ft. Myers, Manatee, Riviera, and Sanford plants, submitted on August 31, 1979,



and June 23, 1980, by the Florida Department of Environmental Regulation. (The particulate variance for the Port Everglades and Turkey Point plants is disapproved.)

(20) Limited variance from particulate, visible, and excess emissions limits granted to Florida Power and Light for Unit 4 of its Sanford station, submitted on February 4, 1980, by the Department of Environmental Regulation.

(21) The implementation plan revision developed by the Florida DER for the Jacksonville and Tampa TSP secondary nonattainment areas under Part D of Title I of the CAA was submitted for EPA's approval on February 27, 1981. The control strategies, as approved and adopted for the local program agencies (the Duval County Bio-Environmental Services Division and the Hillsborough County Environmental Protection Commission) were submitted to EPA on March 16 and April 20, 1982, respectively.

(22) Pursuant to section 127 of the Clean Air Act, the Florida Department of Environmental Regulation submitted on April 15, 1980 a revision to the SIP concerning provisions for public notification and awareness.

(23) The air quality surveillance plan revision was submitted by the Florida Department of Environmental Regulation on December 11, 1979 and updates Florida's SIP to meet EPA requirements as set forth in 40 CFR part 58 (44 FR 27558, May 10, 1979).

(24) Reformatting of the Rules and Regulations portion of the Florida State Implementation Plan, submitted on May 8, 1978, by the Florida Department of Environmental Regulation.

(25) Revisions to the Sulfur Dioxide Emission Limiting Regulations applicable to specific Fossil Fuel Steam Generators, submitted on November 6, 1978, and February 3, 1979, by the Florida Department of Environmental Regulation.

(26) Request for delegation of authority for PSD submitted on September 22, 1980, by the Department of Environmental Regulation.

(27) Corrections in 1979 revisions for ozone nonattainment areas (Broward, Dade, Duval, Hillsborough, Orange, Palm Beach, and Pinellas Counties)

submitted on May 28, 1980, by the Florida Department of Environmental Regulation to meet conditions of the conditional approval of March 18, 1980 (45 FR 17140).

(28) Revised limits on visible emissions from new sulfuric and nitric acid plants and mass particulate emission limits new Portland cement plants, submitted on July 16, 1976, by the Department of Environmental Regulation.

(29) Revised Opacity Limits for Monsanto Textile Co., Pensacola, Florida, submitted on December 19, 1979, by the Florida Department of Environmental Regulation.

(30) Operating permit for Stauffer Chemical Company, submitted on August 4, 1980, by the Florida Department of Environmental Regulation, to satisfy a condition of the approval of the 1979 revisions for the Pinellas County SO<sub>2</sub> nonattainment area.

(31) Revised ambient CO and TSP standards applicable in Broward, Dade, and Palm Beach Counties, submitted on August 6, 1976, by the Florida Department of Environmental Regulation.

(32) Set II VOC regulations, submitted on August 28, 1980, by the Florida Department of Environmental Regulation.

(33) Amendments to Florida's continuous monitoring rule, submitted on January 27, 1978, by the Department of Environmental Regulation.

(34) Revisions in Sections 17-2.21 and 17-2.32 of the Florida Administrative Code, adopting, in part, Federal NSPS and NESHAPS regulations, submitted by the Florida Department of Environmental Regulation on August 28, 1980.

(35) Revision of gasoline bulk plant rule, submitted on October 15, 1980, by the Florida Department of Environmental Regulation.

(36) Variance granted to Florida Power and Light Company for Unit 4 of its Sanford station, submitted on August 11, 1981, by the Department of Environmental Regulation. This variance is applicable until July 1, 1984, or until thirty months after EPA approval, whichever is later, for particulate, visible, and sulfur dioxide emissions.

(37) RACT emission limits and bubble provision for General Portland Inc.,

Tampa (FAC 17-2.650(2)(c)1.c.), submitted by the Florida Department of Environmental Regulation on August 11, 1981.

(38) Revocation of complex source rules, submitted on August 11, 1981, by the Florida Department of Environmental Regulation.

(39) Emission limits for sources burning carbonaceous fuel, submitted on May 22, 1974, and January 21, 1981, and reformatted on August 11, 1981, by the Florida Department of Environmental Regulation.

(40) Amendments to upset, startup and malfunction rule, submitted on August 12, 1976; revisions to section 17-2.05(14) FAC (excess emissions) and 17-2.05(6) Table II, E., FAC, fossil fuel steam generators-visible emissions, submitted on October 19, 1979; revision describing compliance testing for amendments in section 17-2.05 (14) and (6), submitted on September 24, 1980, by the Department of Environmental Regulation.

(41) Reformatting of the rules and regulations portion of the Florida State Implementation Plan, submitted on August 11, 1981, by the Florida Department of Environmental Regulation.

(42) Revised open burning and frost protection rule and ambient lead standard, submitted on December 23, 1981, by the Florida Department of Environmental Regulation.

(43) On July 14, 1980, the Florida Department of Environmental Regulation (FDER) submitted a revision pertaining to deletion of the regulation on existing petroleum refineries in non-attainment areas and adding test methods for gasoline truck tanks, vapor collection systems, volatile organic compound (VOC) content of coating materials and gasoline bulk terminals for sources located in ozone non-attainment areas. On May 30, 1980, FDER submitted a revision establishing incremental compliance dates for existing VOC sources and extending final compliance dates for certain gasoline service stations. On December 23, 1981, FDER submitted a revision establishing test methods for certain VOC sources, adopting three definitions used in the test methods, and exempting six VOCs.

(44) Revised SO<sub>2</sub> limits for the Gannon Station of Tampa Electric Company, submitted on December 3, 1980, and associated methods of coal sampling and analysis, submitted on February 16, 1982, by the Florida Department of Environmental Regulation.

(45) Revision of the commencement date of the COM test burn period for Florida Power and Light Co.'s Sanford Plant, Unit 4, submitted on March 30, 1982, by the Florida Department of Environmental Regulation.

(46) Miscellaneous regulation changes, submitted on August 11, 1981, by the Florida Department of Environmental Regulation.

(47) Point source emission testing methods submitted on December 30, 1980, and May 29, 1981, by the Florida Department of Environmental Regulation.

(48) Revised ambient standards and episode alert level for ozone, submitted on April 26, 1982, by the Florida Department of Environmental Regulation.

(49) Changes in Open Burning and Frost Protection Fire Rule, submitted on November 15, 1982, by the Florida Department of Environmental Regulation.

(50) Miscellaneous amendments to Chapter 17-2, submitted on December 23, 1982, by the Florida Department of Environmental Regulation.

(51) Regulations for Prevention of Significant Deterioration, submitted on December 23, 1981, and December 23, 1982, by the Florida Department of Environmental Regulation. (No action is taken on the provisions for review involving vessel emissions or nonattainment areas.)

(52) Amendments to Chapter 17-2.650(1)(a) and 17-2.650(2)(a) submitted on February 18, 1983, by the Florida Department of Environmental Regulation. The amendments require all new and modified sources of particulate and volatile organic compounds located in nonattainment areas or in areas of influence for particulate matter to utilize Reasonably Available Control Technology (RACT) if they are not subject to Lowest Achievable Emissions Rate (LAER) provisions.

(53) Changes to Florida Administrative Code (FAC), Chapter 17-2, submitted on August 12, 1983, and June 13,

1984, by the Florida Department of Environmental Regulation (FDER).

(i) Incorporation by reference—

(A) August 12, 1983, letter and April 17, 1984, certification of Administrative Rules filed with the Department of State, from the Florida Department of Environmental Regulation.

(B) Amendments to Florida Administrative Code Rules 17-2.100(132), 17-2.300 (1) and (2), 17-2.400 (1) through (5), 17-2.500(2)(e)3, 17-2.500(2)(e)4.c.(i), 17-2.500(4)(b), 17-2.650(1)(a). These revisions were adopted on July 1, 1983, by the State of Florida Department of Environmental Regulation.

(C) Amendments to Florida Administrative Code Rules 17-2.410 (1) and (3), and 17-2.460, approved on April 17, 1984, by the State of Florida Department of Environmental Regulation.

(ii) Additional material—none.

(54) TSP variance for Jacksonville Kraft Paper Company, submitted on September 2, 1983, by the Florida Department of Environmental Regulation.

(55) State implementation plan for lead, submitted by the Department of Environmental Regulation on September 17, 1984.

(i) Incorporation by reference—

(A) Amendments to Florida Administrative Code, Chapter 17.2-100, Definitions, and 17.2-500 and 510, Applicability (for New Source Review), adopted by the State on January 25, 1984, and September 17, 1984 letter from the Florida Department of Environmental Regulation to EPA.

(ii) Additional material—

(A) Narrative submittal, including an attainment demonstration.

(B) Emissions inventories for lead sources.

(56) Amendments to the Florida Administrative Code (FAC) submitted by the Secretary of the Florida Department of Environmental Regulation (FDER) on May 30, 1985, which deals with source sampling.

(i) Incorporation by reference.

(A) Amendments to 17-2.700 FAC, which deals with source sampling procedures and conditions, adopted on April 3, 1985, by the FDER.

(ii) Additional material.

(A) None.

(57) Changes to Florida Administrative Code (FAC) Chapter 17-2, submitted on May 31, 1985, by the Florida Department of Environmental Regulation (FDER).

(i) Incorporation by reference.

(A) May 31, 1985 letter from the Florida DER, and Amendments to FAC Chapters 17-2.100, 17-2.215, 17-2.540, 17-2.600, 17-2.700 and 17-2.753 which were adopted by the FDER on April 11, 1985. Allow sulfur in the pelletized form to be shipped and handled in the State. Also establish new source review requirements, emission estimating procedures, emission limiting standards, and test procedures for elemental sulfur storage and handling facilities.

(ii) Additional information.

(A) None.

(58) Visibility new source review regulations were submitted to EPA on September 23, 1985.

(i) Incorporation by reference.

(A) Letter of September 23, 1985, from the State of Florida Department of Environmental Regulation, and amendments to Rule 17-2.100 FAC (Definitions), Rule 17-2.220 FAC (Public Notice and Comment), and Rule 17-2.500 FAC (Prevention of Significant Deterioration), adopted by the Florida Department of Environmental Regulation on July 25, 1985.

(59) Post-1982 CO SIP revision for Dade County, submitted on September 19, 1986, by the Florida Department of Environmental Regulation.

(i) Incorporation by reference—none.

(ii) Other material.

(A) Narrative description of analysis performed for CO.

(B) Analysis of East Flagler Street Carbon Monoxide Exceedances—Downtown Miami.

(C) Description of Methodologies to Assess Eight-Hour Nighttime Carbon Monoxide Exceedances.

(D) Identification and Analysis of Potential Carbon Monoxide Hotspots in Dade County, Florida.

(E) Analysis of Transportation Control Measures (TCMs), Dade County/ Miami.

(60) Stack height regulations were submitted on July 1 and November 19, 1986, by the Florida Department of Environmental Regulation.

(i) Incorporation by reference.

(A) Revised FAC 17-2.100(177), added FAC 17-2.100(178), added FAC 17-2.500(5)(h)6., and added FAC 17-2.510(4)(f), adopted on May 8, 1986.

(B) Revised FAC 17-2.100(61) and revised FAC 17-2.270, adopted on September 30, 1986.

(ii) Other material—none.

(61) [Reserved]

(62) Consent Order was submitted by EPA on August 14, 1986, by the Florida Department of Environmental Regulation.

(i) Incorporation by reference.

(A) A Consent Order for Smart-Pak Industries was adopted by the Florida Department of Environmental Regulation on June 17, 1986.

(ii) Additional material—none.

(63) Florida plan for the protection of visibility in Federal Class I areas submitted to EPA on August 27, 1987, by the Florida Department of Environmental Regulation (FDER) to satisfy the Part 2 visibility requirements.

(i) Incorporation by reference.

(A) May 26, 1988, letter from the Florida Department of Environmental Regulation, and pages 20 and 21 of the Florida plan for the protection of visibility in Federal Class I areas containing the periodic review requirements satisfying 40 CFR 51.306(c), adopted by the Florida Department of Environmental Regulation on August 27, 1987.

(ii) Additional material.

(A) Narrative SIP titled “The Florida Plan for the Protection of Visibility in Federal Class I Areas.”

(64) [Reserved]

(65) Changes to the Florida Administrative Code (FAC), Chapter 17-2, submitted to EPA on November 19, 1986, and June 12, 1987, by the Florida Department of Environmental Regulation.

(i) Incorporation by reference.

(A) November 19, 1986, and June 12, 1987, letters from the Florida Department of Environmental Regulation.

(B) Amendments to Florida Administrative Code Rules 17-2.100(6), (21) and (118); 17-2.210 introductory text, (1) and (3)(r); 17-2.220(1), (2)(a)–(h); 17-2.300(3)(c)1. and (3)(c)2.; 17-2.310 introductory text; 17-2.450(1)(a) and (2)(a); 17-2.500(2)(e)4.a. (i) and (ii), (4)(a)1.a. and (4)(b)1.; 17-2.600(1)(d); and 17-2.700(2)(a)3.; Tables 500-1, 500-2, 500-3,

Table 700-1 and Table 700-2. These revisions were adopted on July 1, 1983, and September 30, 1986, by the Florida Department of Environmental Regulation.

(ii) Additional material—none.

(66) PM<sub>10</sub> revisions for the Florida State Implementation Plan were submitted on May 19, 1988 and July 18, 1989, by the Florida Department of Environmental Regulation. Miscellaneous corrective revisions were also submitted by the Florida Department of Environmental Regulation on July 18, 1989.

(i) Incorporation by reference.

(A) Revised regulations which became state-effective on May 30, 1988:

17-2.100—Definitions: (16)(a), (17), (61), (143), (173)(b), (202)

17-2.300—Ambient Air Quality Standards: (3)(b)

17-2.310—Maximum Allowable Increases (Prevention of Significant Deterioration Increments): (1)(a) and (2)(a)

17-2.330—Air Alert: (1)(b) thru (f)

17-2.340—Air Warning: (1)(b)

17-2.350—Air Emergency: (1) Introductory paragraph, (1)(b) thru (e)

17-2.400—Procedures for Designation and Redesignation of Areas: (1)(b)

17-2.410—Designation of Areas Not Meeting Ambient Air Quality Standards (Nonattainment Areas): (2)(b), (3) thru (7)

17-2.420—Designation of Areas Meeting Ambient Air Quality Standards (Attainment Areas): (2)

17-2.430—Designation of Areas Which Cannot Be Classified As Attainment or Nonattainment (Unclassifiable Areas): (1)

17-2.450—Designation of Prevention of Significant Deterioration (PSD) Areas: (1) Introductory paragraph and subparagraph (a)

17-2.460—Designation of Air Quality Maintenance Areas: (4)

17-2.500—Prevention of Significant Deterioration: (2)(e)4.b., (4)(e)3., (5)(f)3, Table 500-2 and Table 500-3

17-2.600—Specific Source Emission Limiting Standards: (11)(a)3., 7., 9., (11)(b)3.a., (11)(b)5.

(B) Revised regulations which became state-effective on July 9, 1989:

17-2.100—Definitions: (37) and (145)

17-2.210—Permits Required: (1) and (3)

17-2.260—Air Quality Models

17-2.300—Ambient Air Quality Standards: (2)

17-2.340—Air Warning: (1)(c)

17-2.410—Designation of Areas Not Meeting Ambient Air Quality Standards (Nonattainment Areas): (1) and (2)(a)

- 17-2.420—Designation of Areas Meeting Ambient Air Quality Standards (Attainment Areas): (3) thru (5)
- 17-2.430—Designation of Areas Which Cannot Be Classified As Attainment or Nonattainment (Unclassifiable Areas): (2) Introductory Paragraph
- 17-2.460—Designation of Air Quality Maintenance Areas: (1) and (2)
- 17-2.500—Prevention of Significant Deterioration: (1)(a)—(c)
- 17-2.520—Sources Not Subject to Prevention of Significant Deterioration or Nonattainment Requirements.: Title
- 17-2.540—Source Specific New Source Review Requirements: (2)(a)
- 17-2.600—Specific Emission Limiting and Performance Standards: Title, Introductory paragraph, (1)(a)1., (2)(a)2.a.; (2)(b)1.; (4)(b)2.; (5)(a)1., 2., 3a.(i), and 4. Introductory paragraph; (5)(b); (6); (12)(a)1.; (12)(a)7.; (12)(b); (12)(c) Introductory paragraph; (12)(c)4., (13); and (14)
- 17-2.610—General Particulate Emission Limiting Standards: Table 610-1 and (3)(c)7.
- 17-2.650—Reasonably Available Control Technology (RACT): (1)(c)3.a.(ii) and (iii); (1)(f) introductory paragraph; (1)(f)10.c.(i) and (iv); (2)(a)1., (b), (c) Introductory paragraph, (c)1.b. and c., (c)2.b.(ii), (c)3.b.(ii), (c)4.b., (c)5.a. Introductory paragraph, (c)5.a.iv. and v., (c)5.b.(i)–(iv), (c)6.b.(i) and (iii), (c)7.b.(i) and (ii), (c)8. thru 10., (c)11.a. Introductory paragraph, (c)11.a.(vi), (c)11.b., and (c)12.; (2)(d)2.a., b. and c.
- 17-2.660—Standard of Performances for New Stationary Sources (NSPS): (2)(b)
- 17-2.700—Stationary Point Source Emissions Test Procedures: (1)(b) Introductory paragraph; (1)(d)1.b.(i), (2)(a)2., (2)(a)4. thru 9.; Table 700-1; (4)(c)1.c.(i) and (ii); (6)(a)1.a., (b)1., (b)2.a. and b., (b)3.a. and b., (b)5., (b)6.a. thru c., (b)7.b. thru e., (b)10., (b)(12), (b)16.b. and c., (b)18 thru 22, (b)24. thru 31., and (c)6.d.
- 17-2.710—Continuous Monitoring Requirements: (1)(a)2.
- 17-2.960—Compliance Schedules for Specific Source Emission Limiting Standards: (1)(c) and (d) Introductory paragraph; (1)(e).

(ii) Additional material.

(A) Letter of May 19, 1988, from the Florida Department of Environmental Regulation (FDER) submitting the SIP revisions.

(B) Letter of July 18, 1989, from the FDER submitting additional SIP revisions.

(67) [Reserved]

(68) Revisions which were submitted on August 16 and November 8, 1989, concerning Biological Waste Incinerators

(i) Incorporation by reference. (A) Revisions to Florida Administrative

Code, Chapter 17-2 which became state effective on August 30, 1989.

17-2.100 Definitions; 27, 28, 181, and 182

17.2.600 Specific Source Emission Limiting Standards: (1)(a)1., (1)(b) Introductory paragraph, (1)(c) Introductory paragraph, (1)(d)

17.2.700 Stationary Point Source Emissions Test Procedures:

Table 700-1: 17-2.600(1)(a)–(e)

17.2.710 Continuous Monitoring Requirements: paragraph (5)

(B) Revisions to Florida Administrative Code, chapter 17-2 which became state effective on November 9, 1989.

17-2.100 Definitions: 26 and 175

(ii) Additional material. (A) Letter of August 16, 1989, from the Florida Department of Environmental Regulation submitting the SIP revision.

(B) Letter of November 8, 1989, from the Florida Department of Environmental Regulation submitting the amendments to the August 16, 1989, submittal.

(69) Vehicle Anti-tampering and visible emissions regulations (Chapter 17-243 and Chapter 17-244 of the Florida Administrative Code respectively) which were submitted to EPA on March 20, 1990, and revisions to Chapter 17-243 submitted on June 18, 1990.

(i) *Incorporation by reference.*

(A) New Florida Administrative Code (FAC) regulations 17-243 (Tampering with Motor Vehicle Pollution Control Equipment) and 17-244 (Visible Emissions from Motor Vehicles) which became state effective on February 21, 1990.

(B) Revisions to FAC Chapter 17-243 (Tampering with Motor Vehicle Air Pollution Control Equipment) which became state effective May 29, 1990.

(ii) *Other material.*

(A) March 20, 1990, and June 18, 1990, letters from the Florida Department of Environmental Regulation.

(70) Revisions to chapter 17-2 of the Florida Administrative Code which were submitted on July 12, 1990.

(i) *Incorporation by reference.*

(A) Amendments to the following rules of F.A.C. which become effective on July 13, 1990:

17-2.100 (21), (22), (119) and (126);

17-2.310 (preamble), (1)(c), (2)(c), and (3)(c);

17-2.450 (1)(a), (2)(a), and (3); and

17-2.500 (2)(e)4.b., (3)(f)3., 4(a)3., 4(b)1. thru 3.a.  
introductory paragraph, 4(b)3.b. thru d.,  
4(b)3.e. introductory paragraph and  
4(b)3.e.(ii).

(ii) Other material.

(A) Letter of July 12, 1990, from the Florida Department of Environmental Regulation.

(B) Minimum program elements.

(71) The Florida Department of Environmental Regulation submitted an Order authorizing research and testing by the Florida Power & Light Company and the operating permit for the Orimulsion Fuel Test Burn at the Sanford Power Plant Unit No. 4 to EPA on October 11, 1990.

(i) *Incorporation by reference.* (A) Florida Department of Environmental Regulation Order authorizing research and testing by the Florida Power & Light Company adopted on October 4, 1990.

(B) Florida Power & Light operating permit number AC 64-180842, PSD-FL-150 which becomes State-effective on January 7, 1991.

(ii) *Other materials.* (A) Letter of October 11, 1990, from the Florida Department of Environmental Regulation.

(72) Revisions to Chapter 17-2 of the Florida Administrative Code which were submitted on August 16, 1989, and August 27, 1990.

(i) *Incorporation by reference.*

(A) Amendments to FAC 17-2.100(41), (153) and (217); 17-2.510(2)(a) introductory paragraph, 17-2.650(1)(a), (1)(b) title, (1)(b)2., (1)(c)1, (1)(d), (1)(e), (1)(f) introductory paragraph, (1)(f)2.a., (1)(f)3.a., (1)(f)5.b., (1)(f)6.a.(i), and (1)(f)14.a.(iii); which became State effective on August 30, 1989.

(B) Amendments to FAC 17-2.100(220); 17-2.650(1)(b)2, (1)(d), (1)(e), (1)(f)4.a., and (1)(f)16.a.; 17-2.700 TABLE 700-1; and 17-2.965, which became State effective on September 13, 1990.

(ii) Other material—None.

(73) Regulations for a centralized vehicle Inspection/Maintenance (I/M) program. These revisions were submitted by the State of Florida, through the Florida Department of Environmental Regulation (FDER) on March 20, 1989.

(i) *Incorporated by reference.*

(A) Florida Administrative Code, Chapter 17-242, Mobile Source—Vehicle Emission Standards and Test Proce-

dures Rule which were adopted on January 31, 1989.

(ii) Other material.

(A) Letter of March 20, 1989, from the Florida Department of Regulation (FDER).

(74) Vehicle Anti-tampering revisions (Chapter 17-243 of the Florida Administrative Code) which were submitted to EPA on January 24, 1991.

(i) *Incorporation by reference.*

(A) Revisions to FAC Chapter 17-243 (Tampering with Motor Vehicle Air Pollution Control Equipment) which became state effective January 2, 1991, as follows:

17-243.200—Definitions: (1); (2) Introductory Paragraph and (a); and (3) Introductory paragraph

17-243.300—Exemptions: (2); (3) Introductory paragraph and (b); (4) Introductory paragraph, (b), (c) and (d)

17-243.400—Prohibitions

17-243.500—Certification: (1)(a) thru (d)

17-243.600—Enforcement: (2); (3) Introductory paragraph and (b), (4); (6); and (7)

(ii) *Other material.*

(A) Letter dated January 24, 1991, from the Florida Department of Environmental Regulation.

(75) Revisions to F.A.C. Chapter 17-242 (Motor Vehicle Emission Standards and Testing Procedures) which were submitted to EPA on March 25, 1991.

(i) *Incorporation by reference.*

(A) Revision to F.A.C. 17-242 (Motor Vehicle Emission Standards and Testing Procedures) which were adopted March 1, 1991.

Revision to F.A.C. Chapter 17-242 as follows:

17-242.100; and

17-242.200 (1), (6), (9), (11), (12), (15), (18), (26), (29) and (30); and

17-242.300; and

17-242.400; and

17-242.500; and

17-242.600 (1-3(a)(3)), 3(a)(6-10), 5(a-f), 5(h), 6 and

17-242.700; and

17-242.800; and

17-242.900 (1), (2)(a), (2)(b), (2)(d) through (2)(g), (3), (4) and (5)

(ii) Other material.

(A) Letter of March 25, 1991, from the Florida Department of Environmental Regulation.

(76) The Florida Department of Environmental Regulation submitted revisions to chapter 17-2 of the Florida Administrative Code which were submitted on January 14, 1992. These revisions incorporate Capture Efficiency Test Procedures for Volatile Organic Compound sources into the Florida Administrative Code.

(i) Incorporation by reference.

(A) Florida Administrative Code (FAC) 17-2.100 (32), (37), (38), (39), (40), (60), (61), (68), (95), (101), (117), (155), (163), (180), (218), (237), effective December 31, 1991.

(B) FAC 17-2.650(1)(f) Introductory paragraph, 1., 2., 3., 4., 5., 6., 7., 12., 14., 15., and 16., effective December 31, 1991.

(C) FAC 17-2.700(6)(c)7, effective December 31, 1991.

(D) FAC 17-2.700(7), effective December 31, 1991.

(ii) Other material—None.

(77) [Reserved]

(78) State Implementation Plan for chapters 17-296, and 17-297, Soil Thermal Treatment and Recodification of the Florida Administrative Code, chapter 17-2, Air Pollution, submitted by the Department of Environmental Regulation on November 23, 1992, and January 11, 1993, respectively.

(i) Incorporation by reference.

(A) The following chapters of the Florida Administrative Code, effective October 15, 1992:

(1) 17-209, Local Air Pollution Programs,

(2) 17-210, Stationary Sources General Requirements,

(3) 17-212, Preconstruction Review,

(4) 17-252, Gasoline Vapor Control,

(5) 17-272, Ambient Air Quality Standards,

(6) 17-273, Air Pollution Episodes,

(7) 17-275, Air Quality Areas,

(8) 17-296, Stationary Sources—Emission Standards,

(9) 17-297, Stationary Sources—Emission Monitoring.

(B) Revisions to the following Florida Administrative Code: Chapters 17-296.200(162), 17-296.415, table 297.330-1: entry 17-296.415, 17-297.500(6), Soil Thermal Treatment, effective November 17, 1992.

(ii) Other material. None.

(79) Revisions to the F.A.C. Chapter 17-252 which were submitted by the

Florida Department of Environmental Protection on January 8, 1993. The submittal revised the regulations for vapor recovery.

(i) Incorporation by reference.

(A) Revision to F.A.C. 17-252 which was effective on February 2, 1993: 17-252.100; 17-252.200(2-12); 17-252.300; 17-252.400; 17-252.500; 17-252.800; 17-252.900

(ii) Other material.

(A) Letter of January 8, 1993, from the Florida Department of Environmental Regulation.

(80) The Florida Department of Environmental Regulation has submitted revisions to chapter 403.0852 of the Florida Statutes on February 24, 1993. These revisions address the requirements of section 507 of title V of the CAA and establish the Small Business Stationary Source Technical and Environmental Assistance Program (PROGRAM).

(i) Incorporation by reference. Florida Statutes 403.031(20), 403.0852 (1), (2), (3), (4), 403.0872(10)(b), 403.0873, 403.8051, effective on April 28, 1992.

(ii) Other material. None.

(81) The maintenance plan for Duval County submitted by the Florida Department of Environmental Protection on June 23, 1993, as part of the Florida SIP.

(i) Incorporation by reference.

(A) Duval County Ozone Ten Year Maintenance Plan including Emissions Inventory Summary and Projections effective on August 23, 1994.

(ii) Other material. None.

(82) Revisions to chapter 17-296 and 17-297 of the Florida Administrative Code (FAC) regarding animal crematories and human crematories submitted on October 8, 1992, and December 9, 1993, respectively.

(i) Incorporation by reference.

(A) Amendments to FAC 17-2.600(d) and 17-2.700 and Table 700-1, adopted September 24, 1992.

(B) Amendments to FAC 17-296.200(84), 17-296.401(5), 17-297.330, Table 17-297.330-1 and 17-297.500(7), adopted November 12, 1992.

(ii) Additional information. None.

(83) Revisions to Chapter 17-296 of the Florida Administrative Code (FAC) regarding Stationary Sources submitted on July 2, 1993.

(i) Incorporation by reference.

(A) Amendments to FAC 17-296.405 and 17-296.406, adopted June 9, 1993.

(84) Revisions to Florida Administrative Code Chapters 1709242 and 1709275 which were effective February 2, 1993.

(i) Incorporation by reference.

(A) Revisions to Florida Administrative Code 1709242 and 1709275 which were effective February 2, 1993. 17.242.200(2), (16), (22), (250926), (29), (31); 17.242.400(2093), (4)(a), (4)(b), (5) introductory text and (5)(a); 1709242.500(1)(a-b), (3)(b)1.; 1709242.600(2), (3) introductory text, (3)(a)1., (3)(a)7., (3)(c), (5)(d); 1709242.700(4) introductory text, (4)(a), (4)(c-d), (5); 1709242.800(1), 1709242.900(1)(b), (2), (3)(c), (4); 1709275.100; 1709275.200 introductory text, (15), (170918); 275.300(1)(c), (3) introductory text, (3)(a), (3)(b) introductory text, (3) introductory text, (3)(b) introductory text, (3)(b)2. introductory text, (3)(b)2.b.-c., (3)(b)3. introductory text, (3)(b)3.a.; 17.275.400(2095); 1709275.410(1093), (6); 1709275.420(1); 1709275.600(1), (2) introductory text, (2)(b-c)

(ii) Other material. None.

(85) Revisions to the State of Florida State Implementation Plan (SIP) concerning emission statements were submitted on January 12, 1993 by the Florida Department of Environmental Protection.

(i) Incorporation by reference.

(A) Revisions to the following Florida Regulations were effective February 9, 1993. F.A.C. 17-210.100; 17-210.200(47), (49), (52) and (64); 17-210.370; and 17-210.900.

(ii) Other material. None.

(86) The maintenance plan for Southeast Florida submitted by the Florida Department of Environmental Protection on November 8, 1993, as part of the Florida SIP.

(i) Incorporation by reference.

(A) Southeast Florida Ozone Ten Year Maintenance Plan including Emissions Inventory Summary and Projections effective on November 8, 1993.

(ii) Other material. None.

(87) Revisions to the Florida State Implementation Plan submitted by the Department of Environmental Protection on December 10, 1996.

(i) Incorporation by reference. Section 62-210.200(1), (29)(g), (77)(a), (b),

(137), (145)(a)29., (167), (259)(a)3-5 and (b), (309)(y), and 62-210.220 of the Florida SIP effective October 15, 1996.

(ii) Other material. None.

(88) Revisions to the F.A.C. Chapters 17-212 and 17-296 which were effective February 2, 1993

(i) Incorporation by reference.

(A) Revision to F.A.C. 17-212, and 17-296 which were effective on : February 2, 1993. 17-212.100; 17-212.200 introductory paragraph, (5), (12), (57), (63)(e), (64), (75); 17-212.400 introductory paragraph, (2)(f)3; 17-212.500(2)(a), (2)(a) introductory paragraph, 2(a)2. introductory paragraph, 2(a)2.a., (2)(a)2.e.4., (4)(b), (4)(c), (4)(d)1., (4)(d)2.a.-c., (4)(g), (5)(a), (5)(b)2., 4.-7.. 9.; 17-296.200(13), (50), (198); 17.500 introductory paragraph, (1); 17-296.570(3).

(B) Revision to F.A.C. 17-296 which became effective on April 17, 1994. 17-296.500(1)(b), (2)(a)(1), (2)(b)(1), (2)(c), (6); 17-296.570(1-2), (4).

(ii) Other material.

(A) Letters of January 8, 1993 and April 25, 1994, from the Florida Department of Environmental Protection.

(89) The maintenance plan for Tampa, Florida, submitted by the Florida Department of Environmental Protection on February 7, 1995.

(i) Incorporation by reference. Tampa Redesignation Request and Attainment/Maintenance Plan for the Tampa Bay Florida Ozone Nonattainment Area including Emissions Inventory Summary and Projections adopted on November 16, 1994.

(ii) Other material. None.

(90) Revisions to Chapter 62-210, Stationary Sources—General Requirements, submitted by the Florida Department of Environmental Protection on December 21, 1994 and April 24, 1995.

(i) Incorporation by reference.

(A) Revised Sections 62-210.300, "Permits Required", except 62-210.300(2)(b)1., and 62-210.350, "Public Notice and Comment", effective November 23, 1994. Revised Section 62-210.300(2)(b)1., effective April 18, 1995.

(91) The State of Florida submitted revisions to the FDEP Administrative Code for the Air Pollution Control Program on August 18, 1994. These revisions provide for the control of lead emissions from facilities in the State



of Florida, and will replace the Federal Implementation Plan requirements codified in 40 CFR 52.535.

(i) Incorporation by reference. Chapters 17-296.200 (97) and (163) introductory paragraph and (e), 17-296.600-605 effective on August 8, 1994.

(ii) Other material. None.

(92) The Florida Department of Environmental Protection has submitted revisions to the Florida State Implementation Plan on August 12, 1994. These revisions address including the Small Business Stationary Source Technical and Environmental Program in the Florida Administrative Code, Chapter 17-202.

(i) Incorporation by reference.

(A) Chapter 17-202, Small Business Stationary Source Technical and Environmental Compliance Assistance Program adopted on June 30, 1994.

(ii) Additional material. None.

(94) Revisions to the Florida SIP regarding perchloroethylene dry cleaning facilities submitted on April 24, 1995.

(i) Incorporation by reference.

Sections 62-210.200(17) and (48)(c); 62-210.300(2)(b) and (4); 62-296.200(58); and 62-296.412 of the F.A.C., effective April 18, 1995.

(ii) Other material. None.

(95) The maintenance plan for Southeast Florida submitted by the Florida Department of Environmental Protection on November 15, 1995, as part of the Florida SIP.

(i) Incorporation by reference. Revision of the Attainment/Maintenance Plan for the Southeast Florida Ozone Nonattainment Area (Dade, Broward, and Palm Beach Counties) effective on November 15, 1995.

(ii) Other material. None.

(96) Nine variances to F.A.C. Chapter 62-252 were submitted by the Florida Department of Environmental Protection on April 8, 1996. The submittal granted variances from the regulations for vapor recovery for nine facilities.

(i) Incorporation by reference.

(A) Florida Department of Environmental Protection Order Granting Variance effective February 28, 1996 for: FAC #508514770; FAC #508944721; FAC #508630588; FAC #50863023; FAC #508514723; FAC #508514722; FAC #508514484; FAC #508513991; FAC #508841861.

(ii) Other material. None.

(97) General permit rules and exclusionary rules for the State of Florida Department of Environmental Protection submitted by the Florida Department of Environmental Protection as part of the Florida SIP.

(i) Incorporation by reference.

(A) Florida Administrative Code Regulation 62-210.300(3)(c) and 62-210.300(4) of the Florida SIP as adopted by the Secretary of the Florida Department of Environmental Protection on July 26, 1996 and which became effective on August 15, 1996.

(ii) Other material. None.

(98) Revisions to the Florida SIP to amend the gasoline tanker truck leak testing procedures, change the requirements to submit test results and update the gasoline tanker truck leak test form which were submitted on September 25, 1996.

(i) Incorporation by reference.

62-252.500(3) and 62-252.900, effective September 10, 1996.

(ii) Other material. None.

(99) [Reserved]

(100) Revisions to Chapter 62-204, Stationary Sources—General Requirements, of the Florida SIP submitted by the Department of Environmental Protection on November 22, 1994.

(i) Incorporation by reference. Sections 62-204.100, 62-204.200, and 62-204.400 of the Florida SIP, effective November 30, 1994.

(ii) Other material. None.

(101) Revisions to the Florida SIP adding SO<sub>2</sub> permits to specify SO<sub>2</sub> emission limits for three sources in Duvall County, Florida submitted on January 28, 1997.

(i) Incorporation by reference. The following source specific SO<sub>2</sub> permits of the Florida Department of Environmental Protection.

SO<sub>2</sub> Permits:

(A) Permit AO16-169138 SCM Glidco Organics conditions 1 through 18.

(B) Permit AO16-222421 Anheuser-Busch, Inc., conditions 1 through 18.

(C) Permit AO16-185805 The Celotex Corporation conditions 11 through 16.

(ii) Other material. None.

[37 FR 10858, May 31, 1972. Redesignated at 64 FR 32348, June 16, 1999]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.536, see the List of CFR

**§ 52.536**

**40 CFR Ch. I (7–1–99 Edition)**

Sections Affected in the Finding Aids section of this volume.

venience of the user, the superseded text is set forth as follows:

EFFECTIVE DATE NOTE: At 64 FR 32348, 32354, June 16, 1999, §52.520 was redesignated as §52.536, the section heading and paragraph (a) were revised, and paragraph (c)(100) was added, effective Aug. 16, 1999. For the con-

**§52.536 Identification of plan.**

(a) Title of plan: "State of Florida Air Implementation Plan."

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